

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

**ORDER**

Criminal File No. 07-201 (MJD/FLN)

OSWALDO QUIROZ-MENDIETA (1),

Defendants.

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Jeffrey M. Bryan and Michael L. Cheever, Assistant United States Attorneys,  
counsel for Plaintiff.

Daniel L. Gerdts, Brink & Gerdts, P.A., Counsel for Defendant.

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The above-entitled matter comes before the Court upon the Report and Recommendation (“R&R”) of United States Magistrate Judge Franklin L. Noel dated August 15, 2007. Defendant filed no objections to the R&R.

Pursuant to statute, the Court has conducted a de novo review of the record. 28 U.S.C. § 636(b)(1); Local Rule 72.1(c). Based on that review the Court adopts the Report and Recommendation dated August 15, 2007.

Accordingly, based upon the files, records, and proceedings herein, **IT IS**  
**HEREBY ORDERED THAT:**

1. Defendant Quiroz-Mendieta's motion to suppress all evidence obtained from unlawful searches and seizures [Docket No. 45] is **DENIED**.

Dated: September 28, 2007

BY THE COURT:

S/Michael J. Davis

The Honorable Michael J. Davis  
United States District Court Judge